

PATENT  
Customer No. 22,852  
Attorney Docket No. 09955.0047-01000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Frédéric FORTIN et al. ) Group Art Unit: 3733  
Application No.: 10/760,075 ) Examiner: Woodall, Nicholas W.  
Filed: January 18, 2004 )  
For: FLEXIBLE VERTEBRAL LINKING ) Confirmation No.: 1916  
DEVICE )

**Mail Stop Petition**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PETITION FOR REVIVAL UNDER 37 C.F.R. § 1.137(b) OF AN  
APPLICATION FOR PATENT UNINTENTIONALLY ABANDONED**

Applicants hereby petition for revival of U.S. Application Serial No. 10/760,075 ("the '075 application"), which became abandoned on or about October 17, 2006.

This petition under 37 C.F.R. § 1.137(b) is accompanied by: (1) the petition fee of \$770.00 (small entity) required by 37 C.F.R. § 1.17(m); (2) the Declarations of Mr. Frédéric Fortin and Mr. Johann Robin in Support of Petition for Revival Under 37 C.F.R. § 1.137(b) of an Application for Patent Unintentionally Abandoned; (3) a Reply to the Outstanding Office Action dated July 17, 2006; and (4) a Power of Attorney.

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As the attached Declarations of Messr. Fortin and Robin demonstrate, the abandonment of the inventions disclosed in the '075 application was unintentional. The entire delay from the date of abandonment to the filing of this Petition was unintentional.

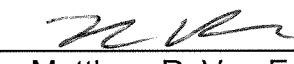
The undersigned respectfully requests that the '075 application be revived and the enclosed Reply to the Office Action mailed July 17, 2006, be entered.

If any additional fee is due in connection with this filing, the Commissioner is authorized to charge attorney's Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: October 23, 2007

By: 

Matthew R. Van Eman  
Reg. No. 58,063  
(617) 452.1668